

At the end of title VIII of division D, add the following:

**SEC. 408. APPLICATION OF STATE LAW APPLICABLE TO THE USE OF MOTOR VEHICLES ON ROADS WITHIN A UNIT OF THE NATIONAL PARK SYSTEM.**

(a) IN GENERAL.—Subchapter II of chapter 1015 of title 54, United States Code, is amended by adding at the end the following:

**“§ 101513. State law**

“(a) DEFINITIONS.—In this section:

“(1) OFF-HIGHWAY VEHICLE.—The term ‘off-highway vehicle’ shall be defined by the State in which the applicable System unit is located, in accordance with the law of the State.

“(2) ROAD.—The term ‘road’ means the main-traveled surface of a roadway open to motor vehicles that is owned, controlled, or otherwise administered by the Service.

“(b) APPLICABLE LAW.—The law of the State in which a System unit is located shall apply to the use of motor vehicles (including off-highway vehicles) on roads within a System unit.

“(c) VIOLATIONS.—Violating a provision of State law applicable to a System unit under subsection (b) shall be prohibited in the applicable System unit.”.

(b) CLERICAL AMENDMENT.—The analysis for subchapter II of chapter 1015 of title 54, United States Code, is amended by adding at the end the following:

“101513. State law.”.

**SA 2271.** Mr. LEE submitted an amendment intended to be proposed to amendment SA 2137 proposed by Mr. SCHUMER (for Ms. SINEMA (for herself, Mr. PORTMAN, Mr. MANCHIN, Mr. CASSIDY, Mrs. SHAHEEN, Ms. COLLINS, Mr. TESTER, Ms. MURKOWSKI, Mr. WARNER, and Mr. ROMNEY)) to the bill H.R. 3684, to authorize funds for Federal-aid highways, highway safety programs, and transit programs, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

**SEC. . RESERVATION OF WATER RIGHTS AT NATIONAL MONUMENTS.**

Section 320301 of title 54, United States Code, is amended by adding at the end the following:

“(e) WATER RIGHTS.—

“(1) NO RESERVATION OF WATER RIGHTS.—In designating a national monument under subsection (a), the President may not reserve any implied or expressed water rights associated with the national monument.

“(2) APPLICABLE LAW.—Water rights associated with a national monument designated under subsection (a) may be acquired for the national monument only in accordance with the laws of the State in which the water rights are located.”.

**SA 2272.** Mr. LEE submitted an amendment intended to be proposed to amendment SA 2137 proposed by Mr. SCHUMER (for Ms. SINEMA (for herself, Mr. PORTMAN, Mr. MANCHIN, Mr. CASSIDY, Mrs. SHAHEEN, Ms. COLLINS, Mr. TESTER, Ms. MURKOWSKI, Mr. WARNER, and Mr. ROMNEY)) to the bill H.R. 3684, to authorize funds for Federal-aid highways, highway safety programs, and transit programs, and for other purposes; which was ordered to lie on the table; as follows:

Strike title XI of division D.

**SA 2273.** Mr. LEE submitted an amendment intended to be proposed to

amendment SA 2137 proposed by Mr. SCHUMER (for Ms. SINEMA (for herself, Mr. PORTMAN, Mr. MANCHIN, Mr. CASSIDY, Mrs. SHAHEEN, Ms. COLLINS, Mr. TESTER, Ms. MURKOWSKI, Mr. WARNER, and Mr. ROMNEY)) to the bill H.R. 3684, to authorize funds for Federal-aid highways, highway safety programs, and transit programs, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

**SEC. . NEPA REVIEW OF GEOTHERMAL EXPLORATION OR DEVELOPMENT ACTIVITIES.**

(a) IN GENERAL.—Section 390(b) of the Energy Policy Act of 2005 (42 U.S.C. 15942(b)) is amended by adding at the end the following:

“(6) Conversion of an oil or gas well to a geothermal well.”.

(b) GEOTHERMAL STEAM ACT OF 1970.—The Geothermal Steam Act of 1970 (30 U.S.C. 1001 et seq.) is amended by adding at the end the following:

**“SEC. 30. NEPA REVIEW OF GEOTHERMAL EXPLORATION OR DEVELOPMENT ACTIVITIES.**

“(a) IN GENERAL.—Action by the Secretary in managing land subject to geothermal leasing under this Act with respect to any of the activities described in subsection (b) shall be subject to a rebuttable presumption that the use of a categorical exclusion under the National Environmental Policy Act of 1969 (42 U.S.C. 4321 et seq.) (referred to in this section as ‘NEPA’) would apply if the activity is conducted pursuant to this Act for the purpose of exploration or development of geothermal resources.

“(b) ACTIVITIES DESCRIBED.—The activities referred to in subsection (a) are the following:

“(1) Individual surface disturbances of less than 5 acres, on the condition that—

“(A) the total surface disturbance on the lease is not greater than 150 acres; and

“(B) site-specific analysis in a document prepared pursuant to NEPA has been previously completed.

“(2) Drilling a geothermal well at a location or well pad site at which drilling has occurred during the 5-year period preceding the date of spudding the well.

“(3) Drilling a geothermal well within a developed field for which an approved land use plan or any environmental document prepared pursuant to NEPA analyzed the drilling as a reasonably foreseeable activity, on the condition that the land use plan or environmental document was approved during the 5-year period preceding the date of spudding the well.

“(4) Placement of a pipeline or transmission line in an approved right-of-way corridor, on the condition that the corridor was approved during the 5-year period preceding the date of placement of the pipeline or transmission line.

“(5) Maintenance of a minor activity, other than any construction or major renovation of a building or facility.

“(6) Conversion of an oil or gas well to a geothermal well.”.

**SA 2274.** Mr. LEE submitted an amendment intended to be proposed to amendment SA 2137 proposed by Mr. SCHUMER (for Ms. SINEMA (for herself, Mr. PORTMAN, Mr. MANCHIN, Mr. CASSIDY, Mrs. SHAHEEN, Ms. COLLINS, Mr. TESTER, Ms. MURKOWSKI, Mr. WARNER, and Mr. ROMNEY)) to the bill H.R. 3684, to authorize funds for Federal-aid highways, highway safety programs, and

transit programs, and for other purposes; which was ordered to lie on the table; as follows:

In section 40102 of subtitle A of title I of division D, strike “Section 404(f)(12)” and insert the following:

(a) IN GENERAL.—Section 404(f)(12)

In section 40102 of subtitle A of title I of division D, add at the end the following:

(b) CATEGORICAL EXCLUSION.—Directional drilling for the undergrounding of wires shall be considered to be an action categorically excluded from the requirements of the National Environmental Policy Act of 1969 (42 U.S.C. 4321 et seq.).

**SA 2275.** Mr. LEE submitted an amendment intended to be proposed to amendment SA 2137 proposed by Mr. SCHUMER (for Ms. SINEMA (for herself, Mr. PORTMAN, Mr. MANCHIN, Mr. CASSIDY, Mrs. SHAHEEN, Ms. COLLINS, Mr. TESTER, Ms. MURKOWSKI, Mr. WARNER, and Mr. ROMNEY)) to the bill H.R. 3684, to authorize funds for Federal-aid highways, highway safety programs, and transit programs, and for other purposes; which was ordered to lie on the table; as follows:

Strike section 40206 and insert the following:

**SEC. 40206. NATIONAL ENVIRONMENTAL POLICY ACT TIMELINES FOR PROJECTS FOR CRITICAL MINERAL EXTRACTION, RECOVERY, AND DEVELOPMENT.**

Title I of the National Environmental Policy Act of 1969 is amended—

(1) by redesignating section 105 (42 U.S.C. 4335) as section 106; and

(2) by inserting after section 104 (42 U.S.C. 4334) the following:

**“SEC. 105. APPLICABLE TIMELINES FOR PROJECTS FOR CRITICAL MINERAL EXTRACTION, RECOVERY, AND DEVELOPMENT.**

“(a) DEFINITIONS.—In this section:

“(1) COVERED PROJECT.—The term ‘covered project’ means a proposed action that is a project for critical mineral extraction, recovery, or development.

“(2) CRITICAL MINERAL.—The term ‘critical mineral’ has the meaning given the term in section 7002(a) of the Energy Act of 2020 (30 U.S.C. 1606(a)).

“(3) ENVIRONMENTAL IMPACT STATEMENT.—The term ‘environmental impact statement’ means a detailed statement required under section 102(2)(C).

“(4) FEDERAL AGENCY.—The term ‘Federal agency’ includes a State that has assumed responsibility under section 327 of title 23, United States Code.

“(5) HEAD OF A FEDERAL AGENCY.—The term ‘head of a Federal agency’ includes the governor or head of an applicable State agency of a State that has assumed responsibility under section 327 of title 23, United States Code.

“(6) NEPA PROCESS.—

“(A) IN GENERAL.—The term ‘NEPA process’ means the entirety of every process, analysis, or other measure, including an environmental impact statement, required to be carried out by a Federal agency under this title before the agency undertakes a covered project.

“(B) PERIOD.—For purposes of subparagraph (A), the NEPA process—

“(i) begins on the date on which the head of a Federal agency receives an application for a covered project from a project sponsor; and

“(ii) ends on the date on which the Federal agency issues, with respect to the covered project—

“(I) a record of decision, including, if necessary, a revised record of decision;